

**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

In re: Timothy J Spagnoli

Debtor

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Case no. 17-10949

Chapter 13

Judge: Pamela S. Hollis

NOTICE OF MOTION AND CERTIFICATE OF SERVICE

Timothy J Spagnoli
709 Hoover Dr
Oswego, IL 60543

David Cutler
4131 Main St
Skokie, IL 60076

Please take notice that on Friday, November 22, 2019 at 10:30 am, a representative of this office shall appear before the Honorable Judge Pamela S. Hollis at the Joliet City Hall, 150 West Jefferson Street, 2nd Floor, Joliet, IL 60432 and present the motion set forth below. **Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)**

I certify that this office caused a copy of this notice to be delivered to the above listed debtor by depositing it in the U.S. Mail at 801 Warrenville Road, Lisle, IL and to the debtor's attorney electronically via the Court's CM/ECF system on Friday, October 25, 2019.

/s/ Louise Karmia

For: Glenn Stearns, Trustee

MOTION TO DISMISS FOR FAILURE TO MAKE PLAN PAYMENTS

Now comes Glenn Stearns, Chapter 13 Trustee, and requests dismissal of the above case pursuant to Section 1307(c)(6), and in support thereof, states the following:

1. The debtor filed a petition under the Bankruptcy Code on April 06, 2017.
2. The debtor plan was confirmed on June 02, 2017.

A Summary of the debtor plan follows:

Monthly Payment: \$1,288.00

Last Payment Received: May 24, 2019

Amount Paid: \$33,508.00

Amount Delinquent: \$5,132.00

WHEREFORE, the Trustee prays that this case be dismissed for material default by the debtor with respect to the term of a confirmed plan, pursuant to Section 1307(c)(6).

Respectfully Submitted;

Glenn Stearns, Chapter 13 Trustee
801 Warrenville Road, Suite 650
Lisle, IL 60532-4350
Ph: (630) 981-3888

/s/ Gerald Mylander

For: Glenn Stearns, Trustee